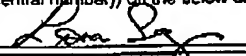


OCT 03 2005

CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 C.F.R. §1.8 I hereby certify that this correspondence, totaling 34 pages including recited attachments, is being facsimile transmitted to the United States Patent and Trademark Office at facsimile no.: (571) 273-8300 (Central number) on the below date:		
Date: <u>October 3, 2005</u>	Name: <u>Lisa M. Seanev, Ph.D., Reg. No. 66,248</u>	Signature: 

BRINKS
HOFER
GILSON
& LIONE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: Wood et al.

Appln. No.: 10/053,482

Filed: November 2, 2001

 For: COMPOSITIONS AND METHODS TO CO-
LOCALIZE LUMINOPHORES WITH
LUMINESCENT PROTEINS

Attorney Docket No: 10743.3

Examiner: Ralph J. Gitomer

Group Art Unit: 1651

 Mail Stop RCE
 Commissioner for Patents
 U.S. Patent and Trademark Office
 P. O. Box 1450
 Alexandria, VA 22313-1450
REQUEST FOR CONTINUED EXAMINATION (37 C.F.R. § 1.114)

Sir:

Applicant(s) requests continued examination of the above-identified application under 37 C.F.R. §1.114.

- ☒ Submission under 37 CFR 1.114 (check at least one of the following):
- ☐ Previously submitted:
- ☐ Applicant(s) requests nonentry of any previously-filed unentered amendments.
 - ☐ Please enter and consider the Amendment After Final Under 37 C.F.R. §1.116 previously filed on _____
 - ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
 - ☐ Other: _____
- ☒ Attached is/are:
- ☐ An Information Disclosure Statement
 - ☒ An Amendment to the written description, claims, or drawings
 - ☒ New Arguments and/or New Evidence in support of Patentability
 - ☐ Other: _____

10/05/2005 EFLORES 00000050 10053482

Page 1 of 2

02 FC:1801 790.00 DA

PAGE 3/34 * RCVD AT 10/3/2005 5:16:47 PM [Eastern Daylight Time] * SVR:USPTO-EFXXF-6/24 * DNIS:2738300 * CSID:13123214299 * DURATION (mm-ss):06-36

 10/05/2005 EFLORES 00000050-231925-10053482-
 01 FC:1255-4020-00-DA

Appln. No. 09/748,816

Attorney Docket No. 859/773 (15,634B)


☐ Request for suspension of action:

Applicant(s) hereby request suspension of action on the above-identified application under 37 C.F.R. §1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; requires Processing Fee under 37 C.F.R. §1.17(i)).

☐ Small Entity Status:☐ Applicant hereby asserts entitlement to claim small entity status under 37 CFR §§ 1.9 and 1.27.☐ A small entity statement or assertion of entitlement to claim small entity status was filed in prior application no. _____ / _____ and such status is still proper and desired.☐ Is no longer desired.☒ Applicant(s) calculate the following fees to be due in connection with this Request:☒ A Request fee of \$790 under 37 C.F.R. §1.17(e).☐ A suspension processing fee of \$_____ under 37 C.F.R. §1.17(i).☐ An additional filing fee of \$_____ under 37 C.F.R. §1.16 (_____ additional independent claims and/or _____ additional total claims).☒ An extension fee of \$1020 under 37 C.F.R. §1.17(a) for a 3-month extension of time.☒ Fee payment to cover the above-enumerated fee(s):☐ A check in the amount of \$_____ is enclosed.☒ Please charge Deposit Account No. 23-1925 (BRINKS HOFER GILSON & LIONE) in the amount of \$ 1810.00. A copy of this Request is enclosed for this purpose.☐ A payment by credit card in the amount of \$_____ (Form PTO-2038 is attached).☒ The Commissioner is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925 (BRINKS HOFER GILSON & LIONE). A copy of this Request is enclosed for this purpose.

Respectfully submitted,

10/3/05
Date


Lisa M. Seaney, Ph.D. (Reg. No. 56,246)

OCT 03 2005

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☒ Attached is/are:

- ☐ An Information Disclosure Statement
- ☒ An Amendment to the written description, claims, or drawings
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Page 1 of 2

Appln. No. 09/748,616

Attorney Docket No. 659/773 (15,634B)

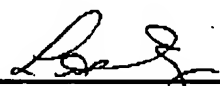
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Lisa M. Seane, Ph.D. (Reg. No. 56,246)

Page 2 of 2